

PRESENTATION OF COLORS AND
FLAG SALUTE CONDUCTED BY GIRL SCOUT TROOP 286

PRESENTATION OF PROCLAMATION FOR CESAR E. CHAVEZ
HOLIDAY CELEBRATION
MARCH 31, 2003

EMERGENCY READINESS UPDATE

REFUSE AND RECYCLING RE-ROUTE UPDATE

Ordinance No. C-7594 provides that hearings shall be set for 5:00 P.M. each Tuesday, and such hearings shall be held at the specified time for which they are set or as soon as practical regardless of the otherwise order of business of the City Council. Hearings scheduled for today:

HEARING:

- Rec'd. supporting documentation into the record, concluded the hearing, reviewed and considered the material contained in Negative Declaration ND 49-02; and declared Ordinance read the first time and laid over to the next regular meeting of the City Council for final reading.
(Doc. 5)
1.

Amendment to the Land Use Map Rezoning a property from R-1-N (Single Family Residential) to CCR (Community Auto-Oriented), and a request to approve a Site Plan Review and Standards Variance to allow the construction of a one-story, 4,982 square foot shopping center at 1422 West Willow Street. (Report of City Planning Commission) (Ordinance amending the Use District Map of the City of Long Beach as said map has been established and amended by amending a part of said map.) (City Planning Commission) (District 7)
- Suggested Action: Receive supporting documentation into the record, conclude the hearing, review and consider the material contained in Negative Declaration ND 49-02; and declare Ordinance read the first time and laid over to the next regular meeting of the City Council for final reading.

PUBLIC: OBTAIN SPEAKER CARD FROM CITY CLERK

Opportunity given to first 10 citizens who have submitted speaker cards in writing to the City Clerk to address the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

CONSENT CALENDAR (2 - 12)

NOTICE TO THE PUBLIC

All matters listed under the Consent Calendar are to be considered routine by the City Council and will all be enacted by one motion. There will be no separate discussion of said items unless members of the City Council, staff or the public request specific items be discussed and/or removed from the Consent Calendar for separate action. Requests by the public for separate consideration should be made to the Mayor's Office or City Clerk Department prior to the beginning of the Council meeting.

DEPARTMENTAL COMMUNICATIONS:

- Auth'd. City Mgr.
(Doc. 6)
2. **AUTHORIZE CITY MANAGER** to execute contract with Martin & Chapman Co. to provide election supplies and services for the Special Election to be held Tuesday, June 10, 2003. (City Clerk) (Districts 2,3,4,7)
- Auth'd. City Mgr.
(Doc. 27)
3. **AUTHORIZE CITY MANAGER** to enter into an agreement with the San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy to assist with acquisition of property related to the future restoration of the Los Cerritos Wetlands. (City Manager)

- Auth'd. City Mgr.
(Doc. 28)

4. **AUTHORIZE CITY MANAGER** to execute an agreement with the Long Beach Unified School District for the Regional Occupational Program Community Classroom for a period of five years. (Health and Human Services) (Citywide)
- Auth'd. City Mgr.
(Doc. 7)

5. **AUTHORIZE CITY MANAGER** to execute an agreement, and any subsequent amendments, with Gen-Probe to provide specimens for a clinical trial with Gen-Probe's automated system for detecting Chlamydia Trachomatis and Neisseria Gonorrhea, for a one-year period with estimated revenue of \$240,000. (Health and Human Services) (Citywide)
- Auth'd. City Mgr.
(Doc. 8)

6. **AUTHORIZE CITY MANAGER** to execute agreement with L.A. Care Health Plan for the enhancement and expansion of the Department of Health and Human Services Smile Bright Dental Disease Prevention Program for a period of one year and increase appropriations in the Health Fund (SR 130) and in the Department of Health and Human Services (HE) by \$122,000. (Health and Human Services) (Citywide)
- Auth'd.
(Doc. 9)

7. **AUTHORIZE** agreement with the law firm of McKasson & Klein LLP to assist City Attorney in connection with various maritime issues in amount not to exceed \$100,000. (Law)
- Auth'd.
(Doc. 29)

8. **AUTHORIZE** amendment to existing purchase order with the law firm of Greines, Martin, Stein & Richard, LLP to represent the City in the matter entitled Jeffrey Allen Grant, et al. v. City of Long Beach, et al., to increase total amount of the contract to \$125,000 to cover expenses incurred during the pending appeal. (Law)
- Accepted.
(Doc. 10)

9. **ACCEPT** quitclaim deed from Exxon/Mobil for the real property and dock facilities in the Alamitos Bay Marina. (Oil Properties) (District 3)
- Auth'd. City Mgr.
(Doc. 11)

10. **AUTHORIZE CITY MANAGER** to execute Second Amendment to Agreement No. 27273 with ASAP Software Express, utilizing a California Multiple Award Schedule (CMAS) contract for the purchase of computer software in an annual amount not to exceed \$375,000 for as long as the CMAS contract is in effect, with the right to cancel the agreement at any time with 30 days prior written notice. (Technology Services) (Citywide)
- R & F.
(Docs. 12-13)

11. **RECEIVE AND FILE** the following minutes:

Civil Service Commission, March 5, 2003
Harbor Commission, March 10, 2003
- Ref'd. to City Atty.
(Docs. 14-26)

12. **REFER TO CITY ATTORNEY** the following damage claims:

Michael Azpeitia	\$	17.00
Tracy Boggs		1,936.33
Laura Crockett		1,008.00
Miguel Flores		1,325.00
Marvin C. Hunt, Jr.		852.30
Michael R. Johnson		Amount Unknown
Lindley Marcus		Amount Unknown
Mercury Casualty Company, subrogee for Maureen McCormack		5,280.22
SAFECO Insurance Companies, subrogee for Christina A. Huwe		4,196.91
Sean K. Shelton		2,329.76
Taniqua Smith		25,000.00
Arthur A. Stillwell		245.00
Samiullah Yaqubi		3,865.00

SUGGESTED ACTION: CONCUR IN RECOMMENDATIONS ON CONSENT CALENDAR.

UNFINISHED BUSINESS:

Ref'd. to Public Safety
Committee.

13. Councilmember Dennis Carroll, Fourth District, regarding Megan's Law: California Sexual Offender Reporting System Protecting the Children of Long Beach.

Suggested Action: Request City Manager and Chief of Police to report on current State of California reporting requirements for sexual offenders and the availability of this information to Long Beach citizens; and refer to Public Safety Committee for preparation of a report to the City Council regarding possible changes to public access to sex offender information, including access by internet and other issues that may affect the children in Long Beach.

Approve the Three-Year Financial Strategic Plan with three modifications to authorize the creation in concept of a City Council Budget Oversight Committee; service reductions should take into account the neighborhood priorities expressed in the citizens surveys and strategic plan which includes preserving youth and senior programs; and support the City Mgr. to achieve the financial goals outlined in the Three-Year Financial Plan while considering reductions in employee compensation and benefits, also consider all possible alternatives through comprehensive analysis and negotiation of work practices.
(Doc. 30)

14. Acting City Manager, regarding endorsement of the Three-Year Financial Strategic Plan. (Citywide)

Suggested Action: Endorse the Three-Year Financial Strategic Plan.

Laid over to April 22, 2003.
(Doc. 31)

15. Chief of Police, reporting on the application of Shinho Steve Seo, dba Sr. Taco, for an alcoholic beverage license at 2620 Long Beach Boulevard, Suite E. (District 6) (Councilwoman Laura Richardson, requesting continuance to April 22, 2003.)

Suggested Action: Receive and file application, with or without conditions.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

Suspended Council rule and cancel June 10, 2003 meeting.
(Doc. 32)

16. Mayor Beverly O'Neill, recommending the City Council suspend Council rule contained in Municipal Code Section 2.03.020 (B) relating to the meeting schedule of the City Council in order to cancel the June 10, 2003 meeting, due to Special Election in Long Beach Unified School District Board of Education District 4.

Suggested Action: Suspend Council rule and cancel June 10, 2003 meeting.

March 25, 2003

Req'd. City Prosecutor to prepare report that would include information from the Los Angeles County District Attorney.
(Doc. 33)

17. Vice Mayor Frank A. Colonna, Third District and Councilmember Tonia Reyes Uranga, Seventh District, regarding tool for prosecution of street terrorism - "California Street Terrorism Enforcement and Prevention Act" - Penal Code Section 186.22.

Suggested Action: Request City Prosecutor to prepare report that would include information from the Los Angeles County District Attorney.

Withdrawn from agenda.

18. ~~Councilmember Bonnie Lowenthal, First District, Councilmember Dan Baker, Second District, and Councilmember Tonia Reyes Uranga, Seventh District, regarding resolution, which expresses City of Long Beach's support for constructive and humane post-war policies based on enduring principles of peace and justice.~~

~~Suggested Action: Request City Attorney to prepare Resolution.~~

Ref'd. to Charter Amendment Committee.
(Doc. 34)

19. Councilmember Dan Baker, Second District and Councilmember Tonia Reyes Uranga, Seventh District, regarding creation of a Long Beach Government Reform TaskForce.

Suggested Action: Approve formation of the Long Beach Government Reform TaskForce from qualified applicants recommended by the Mayor and City Council and that this body be charged with reviewing the proposals for changes to the City Charter, the structure of City Council meetings and local governance and report back to the City Council in 180 days.

Req'd. City Mgr. to prepare report to City Council within 45 days.
(Doc. 35)

20. Councilmember Dan Baker, Second District, Councilmember Bonnie Lowenthal, First District, and Councilwoman Laura Richardson, Sixth District, requesting City Manager to explore the nature, structure and feasibility of Project Labor Agreements for the City of Long Beach.

Suggested Action: Request City Manager to prepare report to City Council within 45 days.

Withdrawn from agenda.

21. ~~Councilmember Tonia Reyes Uranga, Seventh District and Councilmember Rob Webb, Eighth District, regarding status report on Airport Flight Tracking System.~~

~~Suggested Action: Request City Manager to prepare report in 14 days on the status of the Online Flight Monitor System at Long Beach Airport.~~

Req'd. City Atty. to prepare Resolution in support of AB 1321.
(Doc. 36)

22. Councilmember Tonia Reyes Uranga, Seventh District and Councilmember Dan Baker, Second District, regarding resolution in support of AB 1321, which would require Public Employees Retirement System (PERS) to provide local contracting agencies with the same information on the system's assets which are already required to be provided to the Legislature by Government Code Section 20235.

Suggested Action: Request City Attorney to prepare Resolution in support of AB 1321.

Approved loan of \$1,850,000 to Squier Properties and the Long Beach Affordable Housing Coalition and auth'd. City Mgr. to execute all documents necessary to consummate the transactions contemplated by the loan agreement and any and all documents executed in connection with the loan agreement between the City of Long Beach and Squier Properties and the Long Beach Affordable Housing Coalition. (Doc. 37)

Auth'd. City Mgr. to execute agreement, in the amount of \$1,606,418 for a three-year term. (Doc. 38)

Rec'd. and filed and req'd. City Clerk to transmit conditions as set forth in comm'n., from Councilmember Lowenthal. (Docs. 39-40)

Rec'd. and filed and req'd. City Clerk to transmit conditions as set forth in comm'n., from Vice Mayor Colonna. (Docs. 41-42)

Rec'd. and filed with conditions. (Doc. 43)

Approved submittal of the recommended list of grant applications to the Metropolitan Transportation Authority; and auth'd. City Mgr. to administer and execute all necessary documents to accept and expend all Metropolitan Transportation Authority grant funds in connection therewith, and to take all other actions necessary to implement the use of such funds. (Doc. 44)

23. Director of Community Development, regarding loan agreement between the City of Long Beach and Squier Properties and the Long Beach Affordable Housing Coalition, for the development of the Pacific Apartments. (District 1)

Suggested Action: Approve loan of \$1,850,000 to Squier Properties and the Long Beach Affordable Housing Coalition and authorize City Manager to execute all documents necessary to consummate the transactions contemplated by the loan agreement and any and all documents executed in connection with the loan agreement between the City of Long Beach and Squier Properties and the Long Beach Affordable Housing Coalition.

24. Director of Parks, Recreation and Marine and Deputy City Manager/Acting Director of Public Works, regarding agreement with Concept Marine Associates, Inc., for construction management services for the Long Beach Shoreline and Rainbow Harbor Marinas. (District 2)

Suggested Action: Authorize City Manager to execute agreement, in the amount of \$1,606,418 for a three-year term.

25. Chief of Police, reporting on the application of Cha Cha's Restaurant Inc., dba Cha Cha's Restaurant, for an alcoholic beverage license at 762 Pacific Avenue. (District 1) (Councilmember Bonnie Lowenthal, transmitting conditions.)

Suggested Action: Receive and file application, with or without conditions.

26. Chief of Police, reporting on the application of Angelo Marciuliano and Melinda Marciuliano, dba Angelo's Italian Deli, for an alcoholic beverage license at 190 La Verne Avenue. (District 3) (Vice Mayor Frank Colonna, transmitting conditions.)

Suggested Action: Receive and file application, with or without conditions.

27. Chief of Police, reporting on the application of Maurice Dagher and Maysa Inaam Dagher, dba Stearns Liquor, for an alcoholic beverage license at 4360-62 East Stearns Avenue. (District 4)

Suggested Action: Receive and file application, with or without conditions.

28. Deputy City Manager/Acting Director of Public Works, regarding 2003 Metropolitan Transportation Authority Call for Projects. (Citywide)

Suggested Action:

1. Approve submittal of the recommended list of grant applications to the Metropolitan Transportation Authority; and
2. Authorize City Manager to administer and execute all necessary documents to accept and expend all Metropolitan Transportation Authority grant funds in connection therewith, and to take all other actions necessary to implement the use of such funds.

Auth'd. City Mgr. to execute an agreement with Kinnetic Laboratories, Inc., for a three-year term in an amount not to exceed \$1,350,000 and execute the contract and all necessary documents related to the contract for non-point source runoff water quality monitoring services. (Doc. 45)

29. Deputy City Manager/Acting Director of Public Works, regarding agreement with Kinnetic Laboratories, Inc., for non-point source runoff water quality monitoring to meet waste discharge requirements of the National Pollutant Discharge Elimination System Municipal Permit. (Citywide)

Suggested Action: Authorize City Manager to execute an agreement with Kinnetic Laboratories, Inc., for a three-year term in an amount not to exceed \$1,350,000 and execute the contract and all necessary documents related to the contract for non-point source runoff water quality monitoring services.

Auth'd. City Mgr. to enter into three-year contracts with Tetra Tech, RBF Consulting, DMJM+Harris, Inc., Berryman & Henigar, Inc., and Huitt-Zollars Incorporated for as-needed Architectural, Electrical, Mechanical, Structural, and Geotechnical Engineering, Project Management, and other related Professional Services in an amount not to exceed \$600,000 each; and auth'd. City Mgr. to execute amendments to agreements relative to the extension of the term, to authorize additional services, if required, within the provisions of the agreements, and to adjust the fee schedules of hourly rates for inflation. (Doc. 46)

30. Deputy City Manager/Acting Director of Public Works, regarding contract award to Tetra Tech, RBF Consulting, DMJM+Harris, Berryman & Henigar and Huitt-Zollars for as-needed architectural, electrical, mechanical, structural, and geotechnical engineering, project management, and other related professional services. (Citywide)

Suggested Action: 1. Authorize City Manager to enter into three-year contracts with Tetra Tech, RBF Consulting, DMJM+Harris, Inc., Berryman & Henigar, Inc., and Huitt-Zollars Incorporated for as-needed Architectural, Electrical, Mechanical, Structural, and Geotechnical Engineering, Project Management, and other related Professional Services in an amount not to exceed \$600,000 each.

2. Authorize City Manager to execute amendments to agreements relative to the extension of the term, to authorize additional services, if required, within the provisions of the agreements, and to adjust the fee schedules of hourly rates for inflation.

RESOLUTIONS:

Adopted Resolution
No. C-28153.
(Doc. 47)

31. Approving and authorizing the destruction of certain records, papers, and writings by the Human Resources Department. (City Clerk)

Suggested Action: Adopt Resolution.

Adopted Resolution
No. C-28154.
(Doc. 48)

32. Authorizing the City Manager to submit an application for and enter an agreement and all amendments with the California Department of Forestry and Fire Protection for funding under the Urban Forestry Grant Program for park trees. (Parks, Recreation and Marine) (Citywide)

Suggested Action: Adopt Resolution and execute all necessary documents related to the program.

Adopted Resolution No. C-28155 authorizing City Mgr. to conduct all negotiations and execute and submit all documents, including but not limited to applications, agreements, amendments, payment requests, and the like, which may be necessary to accept funds to implement a restoration feasibility study for Colorado Lagoon.

Increased appropriations in the General Fund (GP) and in the Department of Public Works (PW) by \$200,000. (Doc. 49)

33. Authorizing the City Manager to enter into an agreement with the State Coastal Conservancy for a grant to prepare a restoration feasibility study for Colorado Lagoon. (Public Works) (District 3)

Suggested Action: 1. Adopt Resolution authorizing City Manager to conduct all negotiations and execute and submit all documents, including but not limited to applications, agreements, amendments, payment requests, and the like, which may be necessary to accept funds to implement a restoration feasibility study for Colorado Lagoon.

2. Increase appropriations in the General Fund (GP) and in the Department of Public Works (PW) by \$200,000.

ORDINANCES:

First reading.
(Doc. 50)

34. Finding and determining that a credit is due against the transportation improvement impact fee applicable to the CSULB Foundation Technology Park located at 2000 West Nineteenth Street and authorizing the City Manager to execute an agreement regarding credit for transportation improvements made to Pacific Coast Highway from Cota Avenue to Nineteenth Street. (Law) (District 7)

Suggested Action: Declare Ordinance read the first time and laid over to the next regular meeting of the City Council for final reading.

First reading.
(Doc. 51)

35. Amending the Long Beach Municipal Code, relating to the closure of Linden Avenue during school hours. (Law) (District 8)

Suggested Action: Declare Ordinance read the first time and laid over to the next regular meeting of the City Council for final reading.

First reading.
(Doc. 52)

36. Amending the Long Beach Municipal Code, relating to Belmont Veterans' Memorial Pier prohibited acts. (Parks, Recreation and Marine) (District 3)

Suggested Action: Declare Ordinance read the first time and laid over to the next regular meeting of the City Council for final reading.

Adopted Ordinance No. C-7843.

37. Amending the Long Beach Municipal Code, relating to one-way traffic operation. (Law) (District 6)

Suggested Action: Declare Ordinance read and adopted as read.

Adopted Ordinance No. C-7844.

38. Amending the Long Beach Municipal Code, relating to the parking of oversized vehicles. (Law) (District 3)

Suggested Action: Declare Ordinance read and adopted as read.

March 25, 2003

NEW BUSINESS:

Withdrawn from agenda.

39. ~~Vice Mayor Frank Colonna, Third District, and Councilmember Dennis Carroll, Fourth District, requesting support of Resolution 104 passed by the House of Representatives and Resolution 95 passed by the Senate on March 21, 2003 expressing support of the United States President, members of the armed forces and their families.~~

~~Suggested Action: Request City Council to support Resolution 104 passed by the House of Representatives and Resolution 95 passed by the Senate on March 21, 2003.~~

Rec'd. and made a part of
the permanent record.
(Doc. 3)

40. Proclamation for Cesar E. Chavez Holiday Celebration,
March 31, 2003.

Suggested Action: Approve.

Rec'd. and made a part of
the permanent record.
(Docs. 1-2)

41. Affidavit of Service for special meetings held March 25, 2003.

Rec'd. and made a part of
the permanent record.
(Doc. 4)

42. Director of Long Beach Energy, submitting communication regarding
the refuse and recycling re-route.

PUBLIC: IMMEDIATELY PRIOR TO ADJOURNMENT

Opportunity given to citizens to address the City Council on non-agenda items who have not already addressed the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

REMINDERS: Economic Development and Finance Committee (Attorney/Client) at 4:50 P.M.
April 1, 2003, Hearing on the appeal of Case No. 0212-05 concerning the
property located at 501 and 503 Park for a request to convert 3 lots to 2 for
the purpose of constructing 2 single family residences in the R-1-N Zone.
(District 3)
April 1, 2003, Hearing on application of Sumo Foods Inc., dba Sumo Sushi
Seafood Bistro for a Permit for Entertainment With Dancing by Patrons at
Existing Restaurant at 7503 Carson Street. (District 5)

NOTE: The City Council Agenda may be obtained from the City Clerk Department prior to the meeting or can be mailed to the public if the City Clerk is provided self-addressed, stamped envelopes mailed to: City Clerk Department, City Hall Plaza Level, 333 W. Ocean Boulevard, Long Beach, California, 90802. You may access the agenda on the World Wide Web Internet address of www.ci.long-beach.ca.us/cityclerk to view it. You may contact us through the use of E-Mail at cityclerk@ci.long-beach.ca.us for correspondence purposes. The public may review agenda items in the City Clerk Department or the Government Publications Section of the Main Library and the Branch Libraries. The City of Long Beach provides reasonable accommodations pursuant to the Americans with Disabilities Act of 1990. If a special accommodation is desired, or if you need the agenda provided in an alternate format, please phone Renae Tyner at (562) 570-6472 in the City Clerk Department 48 hours prior to the meeting. To communicate directly to the City Clerk Department Telephone Device for the Deaf (TDD), phone (562) 570-6626. Inquire at the City Council Chamber Audio-Visual Room for an assistive listening device.

/RT